IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7157 OF 2005

Madhukar Narayan Khurjekar Applicant

versus

The State of Maharashtra & anr. Respondents

A.M.Joshi for applicant.

Mr.R.Y.Mirza, APP for respondents.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 25th November 2005

PC :

1. This application was placed before me on two occasions earlier. The order dated 21st November 2005 directed that the applicant shall attend the concerned the Police Station from 23rd November 2005 and the matter was placed today. This order was passed because it was brought to my notice that the applicant has not remained present during hearing of this application in Court on two occasions. The applicant was given interim protection from 29th October 2005.

2. Mr.Joshi appearing for the applicant states

that the order has been communicated to the applicant. However, he seeks indulgence and states that the applicant will now comply with the directions of this Court to attend the Police Station.

3. In my view, this application deserves to be rejected because the applicant has misused the protection granted by this Court. The direction not to arrest him was on the condition that he co-operates in the investigation and attend the Police Station as and when summoned. Not only has he not attended this Court when the application was being heard but he has also not abided by the directions to attend the Police Station for five days and show his bona fides in the matter. In view of the matter, the application is rejected. Interim protection granted by this Court stands vacated forthwith.

(S.C.DHARMADHIKARI, J.)